

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WISCONSIN**

Court Minutes and Order

HEARING DATE: October 8, 2020  
JUDGE: Brett H. Ludwig  
CASE NO.: 15-cv-00211  
CASE NAME: Witzlib v. Santelle  
MATTER: Status Conference  
APPEARANCES: Bodie B. Witzlib, *Pro Se* Plaintiff  
Christian R. Larsen, Attorney for all Defendants except Judge J.P. Stadtmueller  
TIME: 10:02 a.m. – 10:27 a.m.  
COURTROOM DEPUTY: Melissa P.

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**AUDIO OF THIS HEARING AT DKT. NO. 126**

The Court explained that, because the defendants have filed a motion for summary judgment, the *pro se* plaintiff cannot voluntarily dismiss the case under Fed. Civ. R. P. 41(a)(1) unless the defendants consent. The Court offered to treat the motion as a request for dismissal under Fed. Civ. R. P. 41(a)(2), which allows for dismissal by court order “on terms the court considers proper.”

After discussing the parties’ positions on the terms for dismissal, the Court ruled, with the parties’ agreement, that plaintiff’s motion to dismiss would be granted and the case dismissed with prejudice, subject to the Court making clear it is not ruling on the merits of any of the plaintiff’s allegations. Under the terms of the dismissal, the plaintiff may not file any further civil actions against the ‘federal defendants’ arising from any causes of action found in this case and may not re-file this lawsuit at any time or in any jurisdiction, forever. Therefore, the plaintiff’s motion is **GRANTED**.

IT IS HEREBY ORDERED that the plaintiff’s case is dismissed with prejudice.

Dated this 8<sup>th</sup> Day of October, 2020.

s/ Brett H. Ludwig  
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BRETT H. LUDWIG  
United States District Judge